

1 BILL NO. G-94-03-11 (as amended)

2 GENERAL ORDINANCE NO. 5-07-94

3 AN ORDINANCE AMENDING CHAPTER 52:  
4 WATER AND WATERCOURSES, SECTION  
5 52.15 OF THE CITY OF FORT WAYNE,  
6 INDIANA, CODE OF ORDINANCES

7 WHEREAS, the Common Council of the City of Fort  
8 Wayne, Indiana, on the 10th day of October, 1989, did  
9 pass Ordinance No. G-22-89 which established new rates  
10 and charges for the use of and service rendered by the  
11 waterworks of the City of Fort Wayne; and

12 WHEREAS, these rates and charges for water  
13 service to be paid by users of the system represented an  
14 increase over the previous rate; and

15 WHEREAS, in accordance with I.C. 8-1.5-3-8-  
16 (f)(2) said rates and charges established by the Common  
17 Council by ordinance were subject to approval by the  
18 Indiana Utility Regulatory Commission; and

19 WHEREAS, the Indiana Utility Regulatory  
20 Commission did not accept the rates set by the Council  
21 pursuant to Ordinance, but rather amended said rates  
22 downward by Order Number 38871 issued on March 29, 1990;

23 WHEREAS, the Division of City Utilities has  
24 properly assessed those rates and charges approved and  
25 ordered by the Indiana Utility Regulatory Commission  
26 since March 29, 1990; andnd

27 WHEREAS, the rates currently found in Chapter  
28 52, Section 52.15 do not reflect the rates and charges  
29 established and approved by the Indiana Utility  
30 Regulatory Commission on March 29, 1990, and assessed by  
31 City Utilities.

32 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON  
33 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

34 SECTION 1. That Chapter 52, Section 52.15 of  
35 the City of Fort Wayne, Indiana, Code of Ordinances be  
36 amended to incorporate the proper rates as established  
37 and approved by Order Number 38871 of the Indiana Utility  
38 Regulatory Commission on March 29, 1990, as follows:

1                   Inside City

2                   There shall be and hereby are established for the  
3                   use of and the service rendered by the waterworks system  
4                   of the City of Fort Wayne the following rates and charges  
5                   based on the use of water supplied by said waterworks  
6                   System:

7                   Metered Rates Per Month                   100 Cubic Feet  
8                   First 30,000 cubic feet                   \$ .852  
9                   Next 120,000 cubic feet                   .672  
10                  Over 150,000 cubic feet                   .498

11                  Service Charges

12                  Each user shall pay a monthly service charge, in addition  
13                  to usage charges calculated under the metered rate  
14                  schedule as follows:

<u>Size of Meter</u>	<u>Monthly Service Charges</u>
5/8"	\$ 4.32
3/4"	5.03
1"	5.56
1 1/2"	13.06
2"	26.00
3"	30.68
4"	30.98
6"	78.23
8"	103.55
10"	138.98

15                  Municipal Service to the City of Fort Wayne

16                  For each fire hydrant - per annum           \$ 221.26

17                  Private Fire Protection Services

Per annum - Fire Hydrant	\$ 221.26
2"	24.60
3"	55.28
4"	98.39
6"	221.26
8"	391.69
10"	612.95
12"	885.16
16"	1,573.36

18                  Outside City

19                  There shall be and hereby are established for the  
20                  use of and the service rendered by the waterworks system  
21                  of the City of Fort Wayne the following rates and charges

based on the use of water supplied by said waterworks  
1 system:

<u>Metered Rates Per Month</u>	<u>100 Cubic Feet</u>
First 30,000 cubic feet	\$ .995
Next 120,000 cubic feet	.840
Over 150,000 cubic feet	.652

5 Service Charges

6 Each user shall pay a monthly service charge, in addition  
7 to usage charges calculated under the metered rate  
8 schedule as follows:

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16 Private Fire Protection Services

Per annum - Fire Hydrant	\$ 344.24
2"	38.24
3"	86.08
4"	152.98
6"	344.24
8"	609.31
10"	953.56
12"	1,376.99
16"	2,447.63

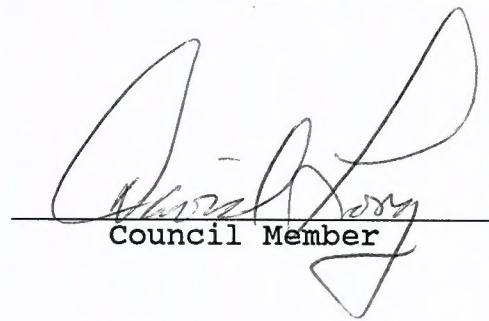
22 The rates and charges for water and fire protection  
23 service to General Motors, as determined from a fully-  
24 allocated cost-of-service study, are as follows:

Demand Charge (per month)	\$ 39,551.00
Commodity Charge (per hundred cubic feet of water metered)	\$ .1659
Customer Charge (per month)	\$ 139.00
Fire Protection Service (per month)	\$ 945.00

31 SECTION 2. Except for the foregoing  
32 amendments, the remaining sections of Chapter 52 of the  
City of Fort Wayne, Indiana, Code of Ordinances shall  
remain in full force and effect.

1 SECTION 3. All ordinances or parts of  
2 ordinances in conflict herewith are hereby repealed, and  
3 the existing schedule of water rates and charges shall  
4 remain in full force and effect until the schedule of  
5 rates and charges fixed by this ordinance shall be  
6 amended and thereafter approved and ordered by the  
Indiana Utility Regulatory Commission.

7 SECTION 4. That this Ordinance shall be in  
8 full force and effect retroactive to March 29, 1990, as  
9 directed by the Indiana Utility Regulatory Commission's  
10 Order of that date.

  
David W. Dill  
Council Member

11  
12 APPROVED AS TO FORM  
13 AND LEGALITY  
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17 J. TIMOTHY McCAULAY, CITY ATTORNEY  
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Read the first time in full and on motion by Long,  
seconded by  , and duly adopted, read the second time by Long,  
title and referred to the Committee on City Utilities (and the  
City Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Common Council Conference Room 128, City-County  
Building, Fort Wayne, Indiana, on  , the  , day  
of  , 1994, at   o'clock   M., E.S.T.

DATED: 3-8-94

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Long,  
seconded by  , and duly adopted, placed on its passage.  
PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
<u>TOTAL VOTES</u>	<u>8</u>	<u> </u>	<u> </u>	<u>1</u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>EDMONDS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GiaQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HENRY</u>	<u> </u>	<u> </u>	<u> </u>	<u>✓</u>
<u>LONG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>LUNSEY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>RAVINE</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>

DATED: 3-22-94

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 3-07-94  
on the 22nd day of March, 1994

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 23rd day of March, 1994,  
at the hour of 11:30 o'clock A M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 24th day of March,  
1994, at the hour of 1:00 o'clock P M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR

CITY OF FORT WAYNE  
Municipal Water Utility

Water Rate Schedule  
Cause No. 38871

ISSUED PURSUANT TO  
ORDER NUMBER

38371

MAR 20 90

INDIANA UTILITY REGULATORY COMMISSION

### Inside City

There shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rates and charges based on the use of water supplied by said waterworks system:

a) Metered Rates Per Month

100 Cubic Feet

First 30,000 cubic feet	\$ .852
Next 120,000 cubic feet	.672
Over 150,000 cubic feet	.498

b) Service Charges

Each user shall pay a monthly service charge, in addition to usage charges calculated under the metered rate schedule as follows:

<u>Size of Meter</u>	<u>Monthly Service Charge</u>
5/8"	\$ 4.32
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c) Municipal Service to the City of Fort Wayne

For each fire hydrant - per annum \$ 221.26

d) Private Fire Protection Services

Per annum - Fire Hydrant	\$	221.26
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CITY OF FORT WAYNE  
Municipal Water Utility

Water Rate Schedule  
Cause No. 38871

ISSUED PURSUANT TO  
ORDER NUMBER

38871

DATE MAR 20 90  
INDIANA UTILITY REGULATORY COMMISSION

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RECEIVED

MAR 20 1990

INDIANA UTILITY REGULATORY COMMISSION  
ENGINEERING DIVISION

SPECIAL CONTRACT CHARGES FOR WATER SERVICE

General Motors Truck & Bus Group  
Fort Wayne, Indiana

Cause No. 38871

ISSUED PURSUANT TO  
ORDER NUMBER

38871

DATE MAR 20 1990

INDIANA UTILITY REGULATORY COMMISSION

The rates and charges for water and fire protection service to General Motors, as determined from a fully-allocated cost-of-service study, are as follows:

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RECEIVED

MAR 20 1990

INDIANA UTILITY REGULATORY COMMISSION  
ENGINEERING DIVISION



# The City of Fort Wayne

Paul Helmke, Mayor

## MEMORANDUM

### LAW DEPARTMENT

TO: MEMBERS OF COMMON COUNCIL

FROM: LINDA PETERSON POWELL, STAFF ATTORNEY *U.P.*

DATE: March 8, 1994

SUBJECT: RATES & CHARGES/WATERWORKS

*G (as amended)*  
*3/93 03-11*

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This Ordinance is necessary to amend the Fort Wayne Code of Ordinances to accurately reflect the water rates and charges which have been in effect since March 29, 1990. Council approved higher rates which were inserted in then Chapter 31 when it passed Ordinance G-22-89. However, as that Ordinance reads, the rates are not effective until approved by the Indiana Utility Regulatory Commission (IURC). The IURC did not approve the rates as proposed, and amended them downward; but the recitation of the rates in the Code was never changed to reflect the IURC ordered rates.

Failure to pass this Ordinance would mean that Chapter 52, Section 52.15 would continue to inaccurately reflect rates and charges fixed by the IURC and applied by the Division of City Utilities.

Should you have further questions regarding this Ordinance, please feel free to contact me or call Terry Atherton at 427-1381.



BILL NO. G-94-03-11

REPORT OF THE COMMITTEE ON  
CITY UTILITIES  
DAVID C. LONG - SAMUEL J. TALARICO - CO-CHAIR  
MARK E. GIAQUINTA  
REBECCA J. RAVINE

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLUTION) AMENDING CHAPTER 52;  
WATER AND WATERCOURSES, SECTION 52.15 OF THE CITY OF FORT WAYNE,  
INDIANA, CODE OF ORDINANCES

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

David Long  
Rebecca J. Ravine  
Mark E. Quinta  
Sam Talarico

DATED: 3-22-94.

Sandra E. Kennedy  
City Clerk

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